

thereupon immediately bring such grievance to the attention of the manager or the designee.

- 17.11.5 Any delay in the report of such a grievance to the gaming manager or designee may be considered by the gaming manager as mitigating against the grievance. Failure to report the grievance during the session at which the grievance allegedly arose may, at the discretion of the manager or designee, justify the summary dismissal of the grievance.
- 17.11.6 Except where circumstances require further investigation or consultation, the manager/designee shall deliver their decision during the session at which the grievance is brought to their attention. Upon request of the player, the manager/designee's decision shall be made in writing and time-stamped.
- 17.11.7 A player who has timely submitted a grievance for resolution by the manager/designee and who is dissatisfied with the result may appeal such decision to the Red Cliff Gaming Commission.
- 17.11.8 Such appeal shall be in writing, contain a statement of the facts and grounds for appeal, and shall be delivered or postmarked within five days of the occurrence, giving rise to the grievance.
- 17.11.9 Where the manager/designee's decision is delayed beyond the session at which the grievance allegedly arose, the time for appeal shall be five days from the date the manager/designee delivers their decision.
- 17.11.10 Where the casino/manager summarily dismisses a grievance for delay beyond the day of occurrence in bringing the grievance, the Commission's initial review shall consist solely in determining whether there had been such delay; the Commission shall proceed to the merits only

if it determines that there had been no such delay.

- 17.11.11** Notice of these dispute resolution procedures or a summary thereof, shall be posted at each gaming facility, and shall contain the address(es) of the Gaming Commission to which written appeals may be sent or delivered.

17.12 SECTION 12: GAMING MANAGERS

- 17.12.1** For each casino, whether tribally managed or managed pursuant to a management contract, the Council shall establish and publish the name of the individual designated as Gaming Manager for that facility. In no case, other than in an emergency and for a period not to exceed 30 days, shall the Council designate the same person as manager of more than one casino.

- 17.12.2** The Council shall similarly designate managers for each Class III facility other than a casino, said managers to include persons with responsibility for one or more other facilities.

17.12.3 MANAGERS'DUTIES:

- (a) To hire and promote employees pursuant to such policies as may from time to time be promulgated or approved by the Council, and at such salary ranges and other compensation as may be directed by the Councilor established by regulations/policies approved by the Council.
- (b) To supervise, manage and discipline said employees, pursuant to regulations/policies promulgated or approved by the Council.
- (c) To enter into agreements for the purchase or lease of gaming services, supplies, equipment and promotion, except:
 - (1) Any agreement in excess of \$5,000 but not exceeding \$10,000 shall require

approval of the Tribal Chairman and the Tribal Treasurer. (07-18-06)

(2) Any agreement in excess of \$10,000 shall require the approval of the Council. (07-18-06)

(d) To enter into agreements for the purchase or lease of services, supplies and equipment for the repair and maintenance of the facility, subject to the restrictions set forth in (c) of this section.

(e) (1) To draft regulations and policies relating to personnel, purchasing and leasing, promoting other management concerns, and hours and rules of play, preferably in consultation, cooperation and joint agreement with other managers, for approval by the Red Cliff Tribal Council.

(2) Amendments to the Tribal Internal Controls (TIC's) shall be made in accordance with RCCL section 17.10.10. 01-19-05D)

(f) To operate such Class III games as are authorized at the facility for which they are responsible, together with purveying related food and liquor services, pursuant to the Compact and such more specific directions as the Council may from time to time establish.

(g) To submit monthly financial reports, detailing at a minimum (a) an itemized statement of the gross receipts, (b) an itemized list of total expenditures, (c) a balance sheet/income statement for their facility, prepared in accordance with generally accepted accounting principles, and (d) the beginning and ending balance in each gaming facility account, together with their identifying number and location. Pursuant to paragraph X(D)(1)(a) of the

Compact, a summary of such report shall be submitted monthly to the Gaming Commission.

17.13 SECTION 13: GENERAL GAMING PERSONNEL STANDARDS

17.13.1 Notwithstanding any other provision herein or in any other tribal law, no person shall be appointed by the Council to any gaming management position at any Class III gaming facility, **including Gaming Surveillance Personnel** (08/24/99E), nor shall be allowed to continue in such appointment or employment, who has been convicted of, or entered a plea of guilty or no contest to, any of the following, unless the person had been pardoned:

- (a) A felony as defined in 17.2.6, other than a felony conviction for an offense under sections (b) through (d) below, during the immediately preceding ten (10) years;
- (b) Any gambling related offense;
- (c) Fraud or misrepresentation in any connection;
or
- (d) A violation of Chapters 562 or 565, Wis. Stats., a rule promulgated by the Lottery Board or Wisconsin Racing Board, or a tribal ordinance regulating or prohibiting gaming.

17.13.2 (a) Irrespective of whether such person qualifies under section 17.13.1 above, anyone determined by the appointing or employing authority to be a person whose prior activities, criminal record if any, or reputation, habits, and associations pose a threat to the public interest or to the effective regulation and control of gaming, or create or enhance the dangers of unsuitable, unfair, or illegal practices, methods, or activities in the operation of gaming or the carrying on of the business and financial arrangements incidental thereto, shall be prohibited from holding

any of the positions enumerated in sec. 17.13.1.

(b) The Tribal Council shall review a person's prior activities, criminal record, if any, and reputation, habits and associations to make a finding concerning the eligibility of a key employee or primary management official for employment in a gaming operation. If the Tribal Council determines that employment of the person poses a threat to the public interest or to the effective regulation of gaming, or creates or enhances dangers of unsuitable, unfair, or illegal practices and methods and activities in the conduct of gaming, a tribal gaming operation shall not employ that person in a key employee or primary management official position.

17.13.3 The Council or other appointing or employing authority shall conduct a criminal background check and such other investigation as may be deemed necessary prior to the appointment or employment of any person subject to the standards in sections 17.13.1 and 17.13.2 above.

17.13.4 All records pertaining to the investigation and determinations required by sections 17.13.1 and 17.13.2 above shall be retained by the appointing/employing authority for a period of at least 7 years.

17.13.5 In the case of a Native American enrolled in a federally recognized Tribe, the disqualifying conditions set forth in section 17.13.1 may be waived by express resolution of the Council, should the Council find, upon written application of the applicant, that the applicant has demonstrated to the Council evidence of sufficient rehabilitation and present fitness.

17.13.6 A Native American enrolled in a federally recognized Tribe seeking a resolution of

rehabilitation shall submit a written application and fees as determined by the Gaming Commission to the Chair of the Gaming Commission, detailing the specific details of (a) their offense(s), (b) the specific penalties imposed on them for the offenses, and (c) the details of their post-conviction history, including but not limited to their residence, employment, personal and social associations, together with such other documentation and evidence that they can prove. The burden of proof shall be on the applicant.

17.13.7 The Chair of the Gaming Commission shall schedule a date for the Gaming Commission to hear the application. The applicant seeking the resolution of rehabilitation shall be notified of the date, time, and location of the hearing. The Compliance Officer and/or other staff shall at a minimum conduct a preliminary background investigation on the applicant prior to the hearing date. The gaming commission shall make a determination and forward a recommendation to the Tribal Council. If the tribal member does not appear for the hearing, the Gaming Commission shall recommend to the Tribal Council that a negative determination for failing to appear shall be issued.

17.13.8 A negative determination to the Tribal Council on the merits shall preclude the applicant from making a new application for a period of one (1) year. A negative determination for failing to appear for a hearing shall preclude the applicant from making a new application for a period of six (6) months.

17.13.9 Persons subject to this Chapter shall be reviewed at least once every two (2) years to determine whether they continue to meet the standards imposed under sections 17.13.1 and 17.13.2. This review shall be handled the same as a new application for a resolution of rehabilitation under sections 17.13.6, 17.13.7, and 17.13.8.
(Res. No. 04-19-05A)

17.14 SECTION 14: ENFORCEMENT

- 17.14.1** In addition to firing or other disciplinary action taken by the Tribe, Gaming Commission or their agents in their role as employer, an employee, player or other person subject to this Ordinance shall be subject to a forfeiture of up to \$5,000 plus costs for violation of Section 17.3.2 above, or violation of any provision or rule of play, other than Section 17.5.9, set forth or incorporated in Part 4 of this Ordinance.
- 17.14.2** In addition to firing or other disciplinary action taken by the Tribe, Gaming Commission or their agents in their role as employer, an applicant, employee, appointee, player or other person who makes a false statement or representation in connection with any application for a management contract, for employment or for appointment in connection with Class III gaming, including but not limited to representations in connection with Section 17.9.4 et seq. and Part 11 of this Ordinance, shall be subject to a forfeiture of up to \$5,000 plus costs.
- 17.14.3** In addition to firing or other disciplinary action taken by the Tribe, Gaming Commission or their agents in their role as employer, an employee, player or other person who violates Sections 17.3.3 or 17.5.9 of this Ordinance shall be subject to a forfeiture of up to \$5,000 plus costs, in addition to any monies which may be recoverable pursuant to Section 4.6 of this Red Cliff Code of Laws.
- 17.14.4** In addition to firing or other disciplinary action taken by the Tribe or its agents in their role as employer, an employee, contractor or other person who tampers with, counterfeits or destroys records or otherwise impedes or obstructs Class III gaming audits shall be subject to a forfeiture of up to \$5,000 plus costs.

- 17.14.5 (a) The Red Cliff Tribal Court shall have jurisdiction to enforce the sanctions provided for violation of this ordinance under the procedures set forth in Chapter 4 of this Code.
- (b) The provisions of this ordinance shall be enforced by all Tribal law enforcement officers. In addition, federal, state, and local law enforcement officers are hereby authorized to enforce the provisions of this ordinance.
- (c) In addition to the penalties set forth in Section 16, the court, upon conviction, shall order payment of court costs, filing fee(s), and any other related court costs at the discretion of the court.

17.15 **SECTION 15: PUBLIC HEALTH AND SAFETY**

17.15.1 The following provisions of the Wisconsin Statutes (Wis. Stat.) and the Wisconsin Administrative Code (Wis. Adm. Code) including all amendments made to said sections, are hereby adopted and shall be applicable to any Class III gaming facility:

(a) Public Buildings

1. Wis. Stat. sec. 101.025 - Ventilation requirements for public buildings and places of employment.
2. Wis. Stat. sec. 101.11 - Employer's duty to furnish safe employment and place.
3. Wis. Stat. sec. 101.12 - Approval and inspection of public: buildings and places of employment and components.
4. Wis. Adm. Code sec. ILHR 160 - Existing Buildings.

5. Wis. Adm. Code sec. ILHR 163 -
Theaters and Assembly Halls.

(b) Electrical Wiring

1. Wis. Stat. Sec. 101.865 - Regulation
of electric wiring.
2. Wis. Adm. Code sec. ILHR 16 -
Electrical Wiring.

(c) Fire Prevention and Smoke Detectors

1. Wis. Stat. sec. 101.14 - Fire
inspections, prevention, detection,
and suppression.
2. Wis. Adm. Code sec. ILHR 14 - Fire
Prevention.
3. Wis. Adm. Code sec. ILHR 28 - Smoke
Detectors.

(d) Plumbing and Sanitation

1. Wis. Stat. sec. 101.07 - Flushing
devices for urinals.
2. Wis. Adm. Code sec. ILHR 81 - 86 -
Plumbing.

17.15.2 All Class III gaming facilities shall be inspected by an inspector certified by the State of Wisconsin at least every twelve (12) months to insure compliance with section 17.15.1 of this ordinance. Any deficiencies noted by said inspector shall be promptly repaired or corrected.

17.15.3 Class II gaming facilities shall be constructed, maintained, and operated in a manner that adequately protects the environment and the public health and safety.

17.16 **SECTION 16: BINGO AND RAFFLES**

17.16.1 DEFINITION. As used in this section:

- (a) "Bingo" means a game of chance (whether or not electronic, computer, or other technologic aids are used) when player:
- (1) Play for prizes with cards bearing numbers or other designations;
 - (2) Cover numbers or designations when object(s), similarly numbered or designated, are drawn or electronically determined; and
 - (3) Win the game by being the first person to cover a designated pattern on such cards.
- (b) "Bingo Manager" means a person authorized by the Tribe to conduct, organize and supervise all bingo and raffle occasions.
- (c) "Bingo Occasion" means a single gathering or session at which a series of successive bingo games are conducted.
- (d) "Bingo Supplies and Equipment" means all cards, boards, sheets, markers, pads or other devices or other equipment designed for use in the conduct or play of bingo.
- (e) "Conduct" means, as to bingo, the drawing of the numbers and the announcement or visual display of the numbers so drawn; and as to raffles, the selling of raffle tickets and drawing for prizes. The marking of a bingo card by a player shall not be considered an essential element of the conduct of a bingo game.
- (f) "Gross Receipts" means total receipts received from the conduct of, bingo or a raffle.
- (g) "Lotto" has the same meaning as "bingo" in subsection (a) of this section.

- (h) "Premises" means any Tribal building, room, hall, enclosure, tent or outdoor area in which bingo or a raffle is being conducted on Tribal land.
- (i) "Profit" means the gross receipts collected from one or more bingo occasions, less reasonable sums necessary and actually expended for conducting the occasions, supplies, equipment, prizes, utilities, and the like.
- (j) "Raffle" means a game of chance in which tickets or calendars are sold and a drawing for prizes is held, provided, that in order to qualify as a Class II game, all raffles must be conducted in accordance with the rules set forth at Chapter 563, Wisconsin Statutes, as amended from time to time.

Otherwise, any raffle not so conducted shall be considered a Class III game, as that term is defined in the Indian Gaming Regulatory Act (IGRA), 25 U.S.C. sec. 2701 et seq. (1990), and any regulations promulgated there under.

- (k) "Tribal Council" means the governing body of the Tribe elected pursuant to the Tribe's Constitution and By-laws.
- (l) "Tribal Court" means the Red Cliff Tribal Court.
- (m) "Tribal Land" means land held in trust by the United States for the Tribe.
- (n) "Tribal Organization" means any organization duly recognized by the Tribe.
- (o) "Tribe" means the Red Cliff Band of Lake Superior Chippewa Indians.

17.16.2 BINGO MANAGER. The Tribal Bingo Manager shall be appointed by the Tribal Council and may be

removed for cause by the Tribal Council. The Tribal Bingo Manager shall be subject to the personnel policies and procedures of the Tribe and shall be supervised by the Tribal Administrator. The Tribal Bingo Manager shall have the following powers and duties.

- (a) To conduct bingo operations in conformity with this ordinance;
- (b) To conduct raffles consistent with this ordinance;
- (c) To receive and deposit monies generated from bingo and raffle operations with the Tribe's accounting office;
- (d) To supervise all personnel necessary to conduct bingo and raffle operations.

17.16.3 GENERAL BINGO PROVISIONS.

- (a) Only the Tribal Bingo Manager or a person authorized by the Tribal Bingo Manager shall conduct bingo or act as a caller in the conduct of bingo.
- (b) Bingo shall be conducted only on Tribal premises.
- (c) Purchase of a bingo card shall entitle each purchaser to a place on the Tribal premises where bingo is conducted with sufficient room in which to work the bingo card.
- (d) The Tribal Bingo Manager may, in his/her discretion, limit the number of persons allowed to purchase bingo cards at any one bingo occasion.
- (e) The Tribal Bingo Manager shall hold such bingo occasions as s/he deems suitable in his/her discretion.

- (f) The Tribal Bingo Manager shall accept only a cash payment for any bingo card. The Tribal Bingo Manager may, however, in his/her discretion; establish a check cashing service in conjunction with the operation of bingo occasions, with such limits, safeguards, and charges therefore as s/he deems appropriate.
- (g) The Tribal Bingo Manager shall purchase such supplies and equipment as necessary for the operation of bingo and consistent with the budget approved by the Tribal Council. All equipment and supplies used in the conduct of bingo shall be owned by the Tribe. The bingo equipment shall be maintained in good repair and sound condition.
- (h) Only the Tribal Bingo Manager and persons employed by him/her shall participate in the management or operation of any bingo occasion. No other person, firm, corporation, consultant, or similar entity shall participate in the management of any bingo occasion without the express prior approval by resolution of the Tribal Council. Nothing herein shall prevent the Tribal Bingo Manager from entering into a contract for the televising of bingo occasions, however.
- (i) No person under the age of 18 shall purchase or make a bingo card for any bingo game conducted pursuant to this ordinance unless accompanied on tribal premises by such person's parent or guardian. No person under the age of 8 shall be allowed in the tribal premises in which bingo is conducted during a bingo occasion.

- (j) No alcoholic beverages or illegal drugs shall be allowed on tribal premises where bingo is conducted during a bingo occasion. Any person found possessing or using alcoholic beverages or illegal drugs during bingo occasions shall be removed from the premises and barred from further bingo occasions.
- (k) Bingo occasions shall be advertised by whatever lawful methods the Tribal Bingo Manager deems suitable and appropriate to attract a maximum number of players.
- (l) The Tribal Bingo Manager may provide for the sale of food or refreshments at concessions during bingo occasions as a part of the bingo operation or may, in his/her discretion, authorize the operation of concessions for the sale of food or refreshments by Tribal organizations under such terms and conditions as s/he deems appropriate.

No person or organization may sell any other merchandise on the premises where bingo is being conducted during a bingo occasion unless authorized by resolution of the Tribal Council.

- (m) Bingo cards shall be sold or rented by the Tribal Bingo Manager in the first instance only on the premises at which the bingo occasion is being conducted. The Tribal Bingo Manager shall keep an accurate, separate count of the number of bingo cards which are sold, rented, or used.
- (n) No person employed in the operation of a Tribal bingo occasion shall be permitted to purchase bingo cards for that occasion or participate in any other way as a player during that bingo occasion.

- (o) Nothing herein shall prevent the broadcast or televising of Tribal Bingo occasions. The Tribal Bingo Manager is hereby authorized to enter into a contract for the broadcast or televising of Tribal bingo occasions, provided that any such contract shall be approved by resolution of the Tribal Council before taking effect.

17.16.4 BINGO PRIZES.

- (a) The amount and nature of prizes offered shall be determined for each bingo occasion by the Tribal Bingo Manager, provided that the prizes offered shall be commensurate with the generally accepted odds in bingo operations.
- (b) Either cash prizes or merchandise prizes shall be allowed. If a merchandise prize is offered, its stated value shall be the current retail price. No merchandise prize shall be redeemable or convertible into cash, either directly or indirectly, by the Tribe.
- (c) Prizes of alcoholic or fermented malt beverages, securities, or interests in real property are prohibited.

17.16.5 METHOD OF CONDUCTING BINGO.

- (a) The Tribal Bingo Manager shall determine the type of game and prize for each game conducted during a bingo occasion. The particular arrangement of numbers required on a bingo card in order to win and the amount of the prize for the game shall be clearly described and audibly announced to the players immediately before each game.
- (b) Each bingo game shall be conducted in such a manner that the results are random and each person purchasing a card is afforded an equal opportunity to win, and all equipment and supplies used in the conduct of each

game shall be designed and used in such a manner as to secure such result.

- (c) The objects to be drawn shall be as near the same size, shape, weight, balance, and all other relevant characteristics as is practicable so that at all times during the conduct of bingo each object possesses the capacity for equal agitation with any other object within the receptacle.
- (d) Seventy-five (75) objects, numbered consecutively "1" through "75" inclusive, shall be used for the conduct of each game. All 75 objects, and only 75 objects, shall be present in the receptacle at the beginning of each bingo game.
- (e) The number on each object drawn shall be announced in a manner clearly audible to the persons present during the conduct of the game and shall be visually displayed as well.
- (f) Once removed from the receptacle during the conduct of a game, no object shall be returned to the receptacle until after the conclusion of that game.
- (g) The receptacle and the caller shall be visible to the majority of persons present during the conduct of a game at all times.

17.16.6 WINNERS.

- (a) The winner of a bingo game shall be the person in possession of the bingo card with the numbers on it arranged in the manner announced for that game achieved with the least number of objects drawn.
- (b) The bingo winner for each game shall be determined on the same day on which the bingo occasion is conducted. Each prize shall be awarded within one week of the

bingo occasion for which the prize was offered.

- (c) The numbers appearing on the winning card at the time a winner is determined shall be verified in the immediate presence of at least one disinterested person.
- (d) At the time a winner is determined, any person may call for verification of all numbers and of the objects remaining in the receptacle not drawn. Such verification shall be made in the presence of the Tribal Bingo Manager and at least one disinterested person.
- (e) When more than one person is found to be the winner of a bingo game, a cash prize shall be divided equally among the winners. When equal division of a merchandise prize is not possible, identical substitute prizes whose aggregate retail value is approximately equal to that of the designated prize shall be awarded.

17.16.7 GENERAL RAFFLE PROVISION.

- (a) Only the Tribal Bingo Manager or a person authorized by the Tribal Bingo Manager shall conduct a raffle.
- (b) Raffles shall be conducted only on Tribal premises, and may be conducted in conjunction with a bingo concession.
- (c) The Tribal Bingo Manager shall accept only a cash payment for a raffle ticket.
- (d) The Tribal Bingo Manager shall purchase such supplies and equipment as is necessary for the operation of raffles and consistent with the budget approved by the Tribal Council. All equipment and supplies used in the conduct of bingo shall be owned by the Tribe.

- (e) The Tribal Bingo Manager may, with the concurrence of the Tribal Council, authorize a Tribal organization to hold a raffle, upon such terms and conditions as the Tribal Bingo Manager may deem appropriate. Raffle tickets used for such occasions shall be purchased by the Tribal Bingo Manager and shall be readily distinguishable from raffle tickets used in Tribal raffles.
- (f) Except as provided in sec. 17.8.5 only the Tribal Bingo Manager and persons in his/her employ shall participate in the management or operation of any raffle. No other person, firm, corporation, consultant, or similar entity shall participate in the management of any raffle without the express prior approval by resolution of the Tribal Council.
- (g) No person under the age of 18 shall be allowed to purchase a raffle ticket.
- (h) Raffles shall be advertised by whatever lawful methods the Tribal Bingo Manager deems suitable and appropriate, consistent with the budget approved by the Tribal Council.
- (i) No person employed in the operation of a raffle or of a bingo occasion during which a raffle is being conducted shall be permitted to purchase a raffle ticket for such raffle.

17.16.8 RAFFLE PRIZES.

- (a) The amount and nature of prizes offered for raffles shall be determined for each raffle by the Tribal Bingo Manager, provided that the prizes offered shall be commensurate with the odds generally accepted for raffle operations.
- (b) Either cash prizes or merchandise prizes shall be allowed. If a merchandise prize is

offered, its stated value shall be the current retail price. No merchandise prize shall be redeemable or convertible into cash, either directly or indirectly, by the Tribe.

- (c) Prizes of alcohol or fermented malt beverages, securities or interests in real property are prohibited.

17.16.9 TYPES OF RAFFLES. Two types of raffles may be conducted:

- (a) Raffles in which tickets are sold to individuals, placed in a container, and drawn to determine the winner; and
- (b) Raffles in which a fixed number of tickets, some of which indicate the winners, are sold to and drawn by the purchaser.

17.16.10 TYPES OF TICKETS. Two types of raffle tickets shall be used:

- (a) For raffles described in Section 17.16.9(a), the tickets shall be identical in form and contain the name and address of the Tribe or sponsoring organization, the price of the ticket, the date and place of the drawing, and a place for the purchaser's name and address.
- (b) For raffles described in Section 17.16.9(b), raffle tickets shall be purchased in lots, with a fixed number of tickets and winning tickets in each lot, shall be of similar outward appearance, and shall have concealed within it indicia of winning which may be revealed by manipulation of the ticket after purchase.

17.16.11 PLAY OF RAFFLES.

- (a) The Tribal Bingo Manager shall determine the type of raffle and the price of prizes for

each raffle, which shall be clearly described and available to raffle ticket purchasers at the time of purchase. For raffles described in Section 17.16.9(a) the odds per lot of tickets shall also be available.

- (b) Each raffle shall be conducted in such a manner that the results are random and each person purchasing a ticket is afforded an equal opportunity to win, and all equipment and supplies used in the conduct of each raffle shall be designed and used in such a manner as to secure such a result.
- (c) Winners shall be determined according to the type of raffle and the rules of each raffle set by the Tribal Bingo Manager. The purchaser of a ticket need not be present at the drawing to win a prize. Each prize shall be awarded within one week of the raffle.
- (d) All raffle drawings shall be held in public.
- (e) All prizes shall be awarded.

17.16.12 ANNUAL OPERATING BUDGET. The Tribal Bingo and raffle operation shall be carried out in accordance with an annual operating budget adopted for that purpose. Such budget shall detail the operational expenses of the operation and shall be prepared by the Tribal Bingo Manager. No expenses may be incurred by the Tribal Bingo Manager except as provided in and in conformity with the annual operating budget so adopted.

17.16.13 MONTHLY FINANCIAL REPORT. The Tribal Bingo Manager shall prepare, sign, and submit to the Tribal Council a monthly financial report which shall include the following information for the preceding month:

- (a) The names of all persons employed in the conduct of bingo and/or raffles;

- (b) The number and dates of all bingo occasions and raffles;
- (c) An itemized statement of gross receipts from all bingo occasions and raffles;
- (d) An itemized list of all expenditures; and
- (e) A statement showing the balance in the bingo account.

17.16.14 BINGO ACCOUNT. The Tribal Bingo Manager shall create a special account into which all bingo and raffle receipts shall be deposited within three (3) days of the bingo occasion or raffle. Gross receipts derived from the conduct of bingo shall not be commingled with any other Tribal funds.

17.16.15 PROHIBITED ACTIVITIES. It shall be unlawful and a prohibited activity for any person to:

- (a) Violate the terms of this ordinance in any way; or
- (b) Conduct a bingo game or occasion within the boundaries of the Tribe's reservation except in conformity with this ordinance; or
- (c) Conduct a raffle within the boundaries of the Tribe's reservation except in conformity with this ordinance; or
- (d) Act or scheme in any way to influence the conduct or result of any bingo game or raffle or the determination of the winner thereof; or
- (e) Act or scheme in any way to deprive the Tribe of the income or proceeds or any portion thereof from any bingo game, bingo occasion, concession, raffle, or the operational expenses related thereto.

17.16.16 PENALTIES. For commission of any of the prohibited activities in Section 17.16.15, the

violator shall be subject to the following penalties:

- (a) A civil remedial forfeiture of up to \$5,000.00;
- (b) Seizure and forfeiture of all property used in the violation;
- (c) Discipline or discharge from Tribal employment;
- (d) Referral to state or federal authorities for criminal prosecution; and/or
- (e) Such civil remedies as the Tribe may have available to recover any losses caused by or associated with such violations.

17.16.17 ANNUAL AUDIT.

- (a) The Tribe shall conduct an annual independent audit of gaming operations and shall submit the resulting audit report(s) to the National Indian Gaming Commission.
- (b) All gaming related contracts that result in the purchase of supplies, services, or concessions in excess of \$25,000.00 annually, except contracts for professional legal and accounting services, shall be specifically included within the scope of the audit that is described in subsection (a).

17.17 SECTION 17: REPEAL.

To the extent that they are inconsistent with this ordinance, all prior gaming ordinances are hereby repealed.